

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA
Plaintiff

v.

CLARENCE DANIELS,
Defendant

NO. CR 24-5100 RSM

Order Granting Defendant Clarence
Daniels Unopposed Motion to
Continue Trial and PTM Deadline

Order

Clarence Daniels moves the Court to continue the Trial date, currently scheduled for 6/24/24, to sometime on or before November 29, 2024 and to adjust the Pretrial Motions Deadline accordingly. The Government advises that it has no opposition to the same. Mr. Daniels has signed a speedy trial waiver through the end of November 2024.

The Court GRANTS the motion. In doing so, it makes the following findings:

1. The ends of justice served by granting this continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

1 2. Proceeding to trial absent adequate time for the defense to prepare would
2 result in a miscarriage of justice. 18 U.S.C. §3161(h)(7)(B)(i).

3 3. The Court finds that the failure to grant the continuance requested by the
4 defense would deny the defense the reasonable time necessary for effective
5 preparation, taking into account the exercise of due diligence. Based on Mr.
6 Daniels's Motion to Continue, and the Court's review of the files and records in this
7 case, the Court finds that the defense needs additional time to review the discovery
8 in this case and consult with Mr. Daniels. Mr. Daniels seeks to review the discovery
9 in person with his attorneys (particularly the electronic material), a desire which is
10 hampered by his primary attorney's trial schedule in May 2024. In addition, Mr.
11 Daniels has a related Supervised Release Revocation Hearing set for 6/24/24, which
12 necessitates additional time for him to consult with his counsel.

14 Taking into account the exercise of due diligence, a continuance is necessary
15 to allow the defendant the reasonable time to meet the above objectives.

16 Accordingly, IT IS HEREBY ORDERED that the trial date is continued to
17 September 16, 2024, and that the pretrial motions deadline shall be August 1, 2024.
18 The resulting period of delay from the filing date of this order until the new trial date
19 is excluded for speedy trial purposes under 18 U.S.C. § 3161(h)(7)(A) and (B).
20

1 IT IS SO ORDERED this 16th day May, 2024.

2
3 

4 RICARDO S. MARTINEZ
5 UNITED STATES DISTRICT JUDGE
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23